

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Docket No: Q76937

Ryuji UENO, et al.

Appln. No.: 10/567,462

Group Art Unit: 1627

Confirmation No.: 1105

Examiner: Kendra D. Carter

Filed: February 5, 2007

For: COMPOSITION AND METHOD FOR PROMOTING HAIR GROWTH

**INFORMATION DISCLOSURE STATEMENT
UNDER 37 C.F.R. §§ 1.97 and 1.98**

MAIL STOP AMENDMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450
Sir:

In accordance with the duty of disclosure under 37 C.F.R. § 1.56, Applicant hereby notifies the U.S. Patent and Trademark Office of the documents which are listed on the attached PTO/SB/08 (modified) form and/or listed herein and which the Examiner may deem material to patentability of the claims of the above-identified application.

One copy of each of the listed documents is submitted herewith, except for the following: U.S. patents and/or U.S. patent publications; and co-pending non-provisional U.S. applications filed after June 30, 2003. Also, Applicant encloses herewith a copy of a Communication from a foreign patent office in a counterpart application (European Search Report dated December 10, 2010), indicating the degree of relevance found by the foreign patent office. Please note that U.S. 4,088,775, U.S. 3,962,218 and U.S. 6,262,105 were cited to the USPTO on February 7, 2006, U.S. 5,106,869, U.S. 5,137,915 and U.S. 5,166,175 were cited to the USPTO on September 17, 2010, and the article by Skuballa et al. was cited to the USPTO on February 23,

2007 (and inadvertently re-cited on October 8, 2010); therefore, these references are not being submitted again. Also, WO 97/47595 corresponds to U.S. 6,242,485 cited to the USPTO on September 17, 2010, and WO 98/20881 corresponds to U.S. 6,353,014 cited to the USPTO on February 7, 2006, so WO 97/47595 and WO 98/20881 are not being cited on the PTO/SB/08 (modified) form submitted herewith.

The present Information Disclosure Statement is being filed: (1) No later than three months from the application's filing date; (2) Before the mailing date of the first Office Action on the merits (whichever is later); or (3) Before the mailing date of the first Office Action after filing a request for continued examination (RCE) under § 1.114, and therefore, no Statement under 37 C.F.R. § 1.97(e) or fee under 37 C.F.R. § 1.17(p) is required.

The submission of the listed documents is not intended as an admission that any such document constitutes prior art against the claims of the present application. Applicant does not waive any right to take any action that would be appropriate to antedate or otherwise remove any listed document as a competent reference against the claims of the present application.

The USPTO is directed and authorized to charge all required fees, except for the Issue Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any overpayments to said Deposit Account.

SUGHRUE MION, PLLC
Telephone: (202) 293-7060
Facsimile: (202) 293-7860

WASHINGTON OFFICE

23373

CUSTOMER NUMBER

Date: March 10, 2011

Respectfully submitted,



Bruce E. Kramer
Registration No. 33,725